

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
MARCH 16, 1977

A regular meeting of the City Council of the City of Lodi was held beginning at 8:00 p.m., Wednesday, March 16, 1977 in the City Hall Council Chambers,

ROLL CALL Present: Councilmen - EHRHARDT, HUGHES,
 KATZAKIAN, PINKERTON
 and KATNICH (Mayor)

Absent: Councilmen - None

Also Present: City Manager Graves, Assistant City Manager Glenn, Public Works Director Ronsko, Community Development Director Schroeder, City Attorney Mullen and City Clerk Reimche

INVOCATION The invocation was given by Reverend Tim Thompson,
Nautico Ministries.

PLEDGE Mayor Katnich led the Pledge of Allegiance to the flag.

MINUTES On motion of Councilman Hughes, Katzakian second,
the Minutes of March 2, 1977 were approved as
written and mailed.

PRESENTATIONS -

- a) Mayor Katnich declared March 25, 1977 as "Soroptimist Sunshine Trail Day".
- b) Mayor Katnich declared April 3, through April 9, 1977 as the "Week of the Young Child" and presented the Proclamation to Reverend Gordon Elmes, Century Assembly Church - Pre School Department.
- c) Dr. Clifford Kerr, 840 S. Fairmont Avenue, Lodi addressed the Council regarding the "LDS (Mormon) Church Back to Basics Fair" to be held March 26, 1977. Following his presentation, Dr. Kerr presented the Council and Staff with gifts of home-made freshly ground wheat bread and concord grape jelly.

PUBLIC HEARINGS

FLORA STREET
& ALLEY
ABANDONMENT

ORDER TO
VACATE ADOPTED

Notice thereof having been published and posted in accordance with law and affidavits of publishing and posting being on file in the office of the City Clerk, Mayor Katnich called for the Public Hearing on the proposed vacation of approximately 600 feet of Flora Street immediately west of Cherokee Lane and the alley located north of Eden Street from Cherokee Lane to 300 feet west of Cherokee Lane.

Minutes of March 16, 1977, continued

PUBLIC HEARINGS
(Continued)

FLORA STREET
& ALLEY
ABANDONMENT

The matter was introduced by Community Development Director Schroeder who also presented diagrams of the subject area for Council's scrutiny.

ORDER TO
VACATE ADOPTED
(Continued)

Mr. Schroeder apprised the Council that in action March 14, 1977, the Planning Commission determined that no public need existed and recommended that the City Council vacate Flora Street between South Garfield Street and South Cherokee Lane and a public alley west of South Cherokee Lane between Flora Street and Eden Street with the following conditions:

- a. that easements be retained covering those public utilities which will not be removed or abandoned;
- b. that a portion of the water line in the alley be abandoned;
- c. that sewer, water and electrical services to those lots which formerly contained dwelling units be abandoned;
- d. that street improvements on Garfield Street at Flora Street related to the abandonment be constructed;
- e. that street improvements on Cherokee Lane at Flora Street related to the abandonment be constructed;
- f. that storm drainage related to the proposed abandonments be provided;
- g. that any hazardous sidewalks be replaced;
- h. that the street light system along that portion of Flora Street be abandoned;
- i. that fencing with concrete mowing strips to City standards be provided;
- j. that the alley abandonment be conditioned on the provision of a second fire hydrant on the Garfield School site as approved by the City Fire Chief;
- k. that the street abandonment be conditioned on the Lodi Unified School District providing Mr. Walter Flowers truck access from the abandoned portion of Flora Street to the alley between Flora Street and Hilborn Street;
- l. that if a common driveway is desired by Mr. Walter Flowers and Mr. Don Parker, owners of that portion of the abandoned Flora Street adjacent to their properties, that they file copies of the necessary crossover easements with the City;

PUBLIC HEARINGS
(continued)

Minutes of March 16, 1977, continued

m. that engineered plans covering on and off-site public improvements be provided;

FLORA STREET
& ALLEY
ABANDONMENT

n. that the Lodi Unified School District be responsible for the cost of the public hearings in connection with the abandonments, the engineering in conjunction with required public improvements and any other changes involved with the above conditions.

ORDER TO
VACATE ADOPTED
(continued)

Speaking on behalf of the proposed vacation was Mr. Constantine I. Baranoff, Director-Facilities and Planning, Lodi Unified School District.

Mr. Baranoff gave a brief summation of the Garfield School Replacement Project. Mr. Baranoff indicated that there would be no major problems in meeting the conditions for the proposed street and alley vacations as set forth by the Planning Commission.

Council discussion followed with questions being directed to Staff and to Mr. Baranoff.

On motion of Councilman Hughes, Katzakian second, Council adopted order vacating approximately 600 feet of Flora Street immediately west of Cherokee Lane and the alley located north of Eden Street from Cherokee Lane to 300 feet west of Cherokee Lane with conditions "a" through "n" as heretofore set forth.

PARCEL LOCATED
AT 1901 S. CHURCH
ST. REZONED
FROM R-1 TO R-MD

Notice thereof having been published in accordance with law and affidavit of publication being on file in the office of the City Clerk, Mayor Katnich called for the public hearing to consider the appeal of Mr. Glenn R. Hinsz of the City Planning Commission's denial of his request to rezone a parcel located at 1901 South Church Street, Lodi from R-1, Single Family Residential to R-MD, Medium Density Multiple Family Residential.

ORD. NO. 1101
INTRODUCED

Councilman Katzakian asked to abstain in the discussion and voting on this matter as this parcel of property is listed for sale with his Company.

The matter was introduced by Community Development Director Schroeder who also presented a diagram of the subject area.

Mr. Glenn R. Hinsz, 11 N. Mills, Lodi, addressed the Council urging the rezoning of this parcel to R-MD, stating that the proposed rezoning is within the General Plan. Mr. Hinsz stated that the property is presently up for sale and that he is aware of the required dedication if the property is improved.

There being no other persons in the audience wishing to speak on the matter, the public portion of the hearing was closed.

Following Council discussion on the matter, Councilman Ehrhardt moved introduction of Ordinance No. 1101

Minutes of March 16, 1977, continued

PUBLIC HEARINGS rezoning parcel located at 1901 South Church
(Continued) Street, Lodi from R-1, Single-Family Residential
to R-MD, Medium Density Multiple Family
1901 S. CHURCH ST. Residential. The motion was seconded by Councilman
REZONED Hughes and carried by the following vote:

ORD. NO. 1101 Ayes: Councilmen - Ehrhardt, Hughes, Pinkerton
INTRO. (Continued) and Katnich

Noes: Councilmen - None

Abstain: Councilmen - Katzakian

Absent: Councilmen - None

WELLSWOOD AVE. Notice thereof having been mailed to the property
ST, LIGHTING owners and also published and posted in accordance
DISTRICT with law, affidavits of which are on file in the office
ASSESSMENT of the City Clerk, Mayor Katnich called for the public
CONFIRMED hearing on the assessment for the Wellswood Avenue
Street Lighting District.

RES. NO. 4331

The matter was introduced by City Manager Glaves,
with questions regarding the assessment being
directed to Staff by the Council.

There were no persons in the audience wishing to
speak on the matter, and the public portion of the
hearing was closed.

On motion of Councilman Katzakian, Ehrhardt second,
the City Council adopted Resolution No. 4331 confirming
the assessment for the Wellswood Avenue Street
Lighting District.

PLANNING COMMISSION

FLORA STREET
VACATION

The City Manager gave the following report of the
Planning Commission's meeting of March 14, 1977:

The Planning Commission -

1. Determined that no public need existed and recom-
mended that the City Council vacate Flora Street
between South Garfield Street and South Cherokee Lane
and a public alley west of South Cherokee Lane between
Flora Street and Eden Street with the following conditions:

- a. that easements be retained covering those public
utilities which will not be removed or abandoned;
- b. that a portion of the water line in the alley be
abandoned;
- c. that sewer, water and electrical services to those
lots which formerly contained dwelling units be
abandoned;
- d. that street improvements on Garfield Street at
Flora Street related to the abandonment be constructed;

Minutes of March 16, 1977, continued

PLANNING COMMISSION

FLORA ST. VACATION
(Continued)

- e. that street improvements on Cherokee Lane at Flora Street related to the abandonment be constructed;
- f. that storm drainage related to the proposed abandonments be provided;
- g. that any hazardous sidewalks be replaced;
- h. that the street light system along that portion of Flora Street be abandoned;
- i. that fencing with concrete mowing strips to City standards be provided;
- j. that the alley abandonment be conditioned on the provision of a second fire hydrant on the Garfield School site as approved by the City Fire Chief;
- k. that the street abandonment be conditioned on the Lodi Unified School District providing Mr. Walter Flowers truck access from the abandoned portion of Flora Street to the alley between Flora Street and Hilborn Street;
- l. that if a common driveway is desired by Mr. Walter Flowers and Mr. Don Parker, owners of that portion of the abandoned Flora Street adjacent to their properties, that they file copies of the necessary crossover easements with the City;
- m. that engineered plans covering on and off-site public improvements be provided;
- n. that the Lodi Unified School District be responsible for the cost of the public hearings in connection with the abandonments, the engineering in conjunction with required public improvements and any other changes involved with the above conditions.

E, I. R. &
PROPOSED REZONING
ON TEMPLE BAPTIST
CHURCH 28.8-ACRE
PARCEL

- 2. Recommended that the City Council certify as adequate the Final Environmental Impact Report on the request of the Temple Baptist Church to rezone a 28.8-acre parcel at the northwest corner of Lower Sacramento Road and the future extension of West Vine Street from U-H, Unclassified Holding District to P-D(16), Planned Development District No. 16, to accommodate a church complex including a sanctuary, educational buildings, recreational areas, retirement housing and a convalescent home;
- 3. Recommended the approval of the request of Temple Baptist Church for the above described rezoning with the following conditions:
 - a. that Lower Sacramento Road be dedicated and improved in conformance with the adopted Specific Plan;

PLANNING COMMISSION

Minutes of March 16, 1977, continued

E.I.R. & PROPOSED
REZONING TEMPLE
BAPTIST CHURCH
(Continued)

b. that West Vine Street be dedicated and improved in conformance with a 64-foot right-of-way with a minimum paved section to provide for two lanes of traffic and one parking lane;

c. that West Tokay Street be dedicated and improved with a 55-foot right-of-way to the approval of the Public Works Director;

d. that the temporary storm drainage facilities meet the conditions as established by the City Council with the engineering design to the approval of the Public Works Director;

e. that all utility extensions be in conformance to adopted City Policy; and

f. that each phase of the development be subject to the acquisition of a Use Permit from the Planning Commission.

On motion of Councilman Ehrhardt, Katzakian second, the matters were set for Public Hearing on April 6, 1977.

ITEMS OF INTEREST

The Planning Commission also -

1. Continued consideration of the request of Mr. Ted Wagner for a Variance to reconstruct a nonconforming grocery store (i.e., T and E Market) destroyed by fire at 723 North Loma Drive in an area zoned R-2, Single-Family Residential pending a legal opinion from the City Attorney concerning the apparent contradictory sections of the Zoning Ordinance.

2. Conditionally approved the request of Aladdin Real Estate by Mr. Ronald B. Thomas for a Variance to reduce the required front yard from 20 feet to 10 feet of Lots 13-20 of Sturla Park Subdivision, a 4.5-acre, 20-lot tract for professional offices, to permit required off-street parking to encroach 10 feet into the front yard on the south side of West Tokay Street between South Fairmont Avenue and South Ham Lane in an area zoned C-P, Commercial Professional.

COMMUNICATIONS

LTR. OF
APPRECIATION
REC'D.

The City Clerk presented a letter of appreciation from Mrs. Kay Wright of Lynwood, California thanking the Police Department and Court for the manner in which they handled an incident involving a member of her family.

PLANNING
COMMISSIONER
DANIELS RESIGNS

A letter of resignation which had been received from Herman Daniels stating he is resigning from the Lodi Planning Commission due to health reasons was presented to the Council. The Council extended its appreciation to Mr. Daniels for his service to the community as a member of the Planning Commission, and directed the City Clerk to prepare an appropriate expression of appreciation which will be presented to Mr. Daniels at a later date.

COMMUNICATIONS
(Continued)

Minutes of March 16, 1977, continued

APPEAL RE FRONT
YARD SET BACK ON
PARK ST, SET FOR
PUBLIC HEARING

City Clerk Reimche presented a letter from Mr. Al Hansen, 521 Park Street, Lodi stating he wishes to appeal the Lodi Planning Commission's decision of February 28, 1977 regarding the front yard set back on Park Street. On motion of Councilman Katzakian, Ehrhardt second, Council set the matter for Public Hearing on April 6, 1977,

CLAIM

The City Clerk presented a Claim filed on behalf of Marianne B. Nye, 6107 Cresenda, Stockton, California for damages in the amount of \$10,000. On motion of Councilman Ehrhardt, Katzakian second, Council rejected the claim and referred the matter to the City's Agent of Record.

P.U.C,
APPLICATIONS

The City Clerk presented the following communications which had been received regarding P. U. C. applications;

a) P.G.&E. amended Application 56845 filed with the California P. U. C. on February 25, 1977 regarding rate increase and charges to offset costs of supplemental conservation programs,

b) P.G.&E. Application 57122 giving notice it has requested authorization under an Energy Cost Adjustment Clause to increase rates and charges for electric service.

c) Offset Application No. 57124 of P.G.&E. filed with the P. U. C. proposing to increase its gas rates on June 1, 1977 to offset increases in price of gas from El Paso Natural Gas Company.

COMPLAINTS
REGARDING
BILLBOARDS AT
ENTRANCES TO
CITY

The City Clerk presented a letter from the California Roadside Council of San Francisco which stated that "they are unhappy to learn that Lodi's City government is subsidizing the billboard industry..." with regard to billboards at the outskirts of Lodi and requested reconsideration when the leases for these billboards come up for renewal. Discussion followed with the Council expressing objections to this letter.

SUPPORT OF
ASSEMBLY
CONSTITUTIONAL
AMENDMENT NO. 13
URGED

A letter from the City of Lomita was presented to which was attached a draft resolution supporting Assembly Constitutional Amendment No. 13 relating between schools. The letter urged the Council to adopt such a resolution.

RES. NO. 4332
APPROVING
ANNEXATION OF
GEWEKE NO. 3
ADDITION TO CITY
OF LODI

San Joaquin County Local Agency Formation Commission Resolution No. 318 approving the Geweke No. 3 Addition to the City of Lodi was received and presented by the City Clerk. The resolution states that the Executive Officer of the San Joaquin County Local Agency Formation Commission certified the filing of an application with the Commission for said annexation on January 10, 1977. A petition for annexation of this Uninhabited Territory signed by all property owners involved is on file in the office of the City Clerk.

Minutes of March 16, 1977, continued

COMMUNICATIONS

RES. NO. 4332
GEWEKE NO. 3
ANNEXATION
(Continued)

The Resolution goes on to direct that the City Council of the City of Lodi is authorized to proceed without notice and hearing and without an election as provided in Section 54797.1 of the Government Code. Resolution No. 318 was passed and adopted by the San Joaquin County Local Agency Formation Commission on February 18, 1977.

On motion of Councilman Ehrhardt, Katzakian second, Council adopted Resolution No. 4332 approving the annexation of certain uninhabited territory, designated "Geweke No. 3 Addition" to the City of Lodi.

REQUEST FOR
OPENING IN MEDIAN
ON CHEROKEE LANE
IN AREA OF SANBORN
CHEVROLET

City Clerk Reimche presented a letter that had been received from Mr. Richard E. Sanborn requesting that he be allowed to present a proposal to Council regarding an opening in the median on Cherokee Lane to better allow development of the property just north of Sanborn Chevrolet. Mayor Katnich directed that this matter be set as an Agenda item on April 6, 1977.

FUTURE LAND USE,
MICKE GROVE
RURAL AREA

A notice regarding a public meeting to discuss future land use for the Micke Grove Rural Area to be held March 23, 1977 at 7:30 p.m. at Live Oak School was read by the City Clerk.

ASSESSMENT FOR
LEAGUE
HEADQUARTERS
BUILDING APPRVD.

Following introduction of the matter by Mayor Katnich, Council on motion of Councilman Ehrhardt, Katzakian second, directed that the one-time lump sum payment of \$5,215.50 by August 1, 1977 for the League of California Cities Headquarters Building Assessment be included in the 1977-78 budget.

UPDATE ON
MATTERS
CONCERNING S.P.

Mayor Katnich acknowledged receipt of a letter from the Southern Pacific Transportation Company advising of a staff reorganization within their Company. Council was advised that the Mayor will be meeting with representatives of S.P. shortly to discuss matters of mutual interest and concern.

COUNCILMAN
EHRHARDT NAMED
TO SERVE ON LEAGUE
COMMITTEE & S.J.
VALLEY HEALTH
SYSTEM ASSOC.
BOARD

Mayor Katnich announced that he was in receipt of a letter from Mrs. Helen Putnam, President, League of California Cities advising that Councilman Ehrhardt had been reappointed to serve on a State-wide League policies committee - the Committee on Public Safety. Mayor Katnich also announced that Councilman Ehrhardt had been appointed to serve on the Governing Board of the new Northern San Joaquin Valley Health Systems Association.

EWING LETTER RE
PLANNING
COMMISSION
ACKNOWLEDGED

Mayor Katnich acknowledged receipt of a letter from Donald L. Ewing, 816 Tilden Drive, Lodi regarding Mr. Ewing's concerns of Planning Commission actions at the January 24, 1977 Planning Commission meeting. The Mayor advised the Council that he will be calling Mr. Ewing to set an appointment to discuss the matter.

COMMUNICATIONS
(Continued)

Minutes of March 16, 1977, continued

MONTH OF MAY
DESIGNATED TO
55 MPH
COMPLIANCE MONTH

Councilman Ehrhardt announced that the California Highway Patrol will be conducting a comprehensive public awareness program documenting the advantages of complying with the 55 mph speed limit. The month of May has been designated as "55 mph Compliance Month".

MONTH OF MAY
DESIGNATED ANTI
LITTER MONTH

Councilman Ehrhardt also advised that in correspondence received from the Anti-Litter League, it was announced that the month of May has also been designated as Anti-Litter Month.

INQUIRIES TO BE
MADE RE JOBLESS
BENEFITS FOR
PUBLIC EMPLOYEES

Councilman Pinkerton apprised the Council that from information that he had received, it appears that the U. S. proposal for jobless benefits for public employees may be challenged. Counsel for Santa Monica has concluded that Congress has overextended its constitutional authority with the enactment of this law. It is felt this legislation will cost Santa Monica between \$300,000 and \$400,000 for the first year's coverage.

Following Council discussion, it was suggested that the City Attorney contact counselors for Santa Monica, Long Beach and Beverly Hills to ascertain what action would be in order for the City to take on this matter.

UPDATE ON PG&E
REQUESTED RATE
INCREASE FOR
RETAIL
CUSTOMERS

Councilman Hughes presented an update to Council as to the rate increase which has been requested by the P.G.&E. for retail customers. Councilman Hughes also stated that a bill had just been recently introduced by Congressman McFall which would require the Federal Power Commission to hold hearings and to issue lawful orders before the Commission puts rates into effect as opposed to the current operational procedure of receiving the rate, putting it into effect, and then determining its lawfulness.

PHASE II OF AIR
QUALITY
MAINTENANCE PLAN

Councilman Hughes advised the Council that a letter had been sent to the San Joaquin County Board of Supervisors apprising them of the City's displeasure of Phase II of the Air Quality Maintenance Plan and that a reply had been received from Chairman Richard S. Yoshikawa indicating that he appreciates the City's concern but believes the Board of Supervisors is acting wisely in setting themselves up as the Air Quality Control Board and further indicates that "they" are establishing a broad base Advisory Committee consisting of representatives from each City Council within the County. Council indicated its interest in receiving more information on this matter.

REPORT RE
INTERSECTION OF
TURNER ROAD &
CALIFORNIA ST.

Councilman Hughes announced that a Staff report regarding the intersection of Turner Road and California Street has now been completed, which indicates that the accident rate is still quite low in that area. Copies of the report are available for anyone interested in obtaining a copy of it.

Minutes of March 16, 1977, continued

REPORTS OF CITY MANAGER

CONSENT CALENDAR In accordance with the report and recommendation of the City Manager, the following actions hereby set forth between asterisks, on motion of Councilman Katzakian, Ehrhardt second, were approved by Council,

CLAIMS CLAIMS WERE APPROVED IN THE AMOUNT OF \$1,425,809.30.

AGREEMENT
BETWEEN CITY &
STATE FOR HAM
LANE-KETTLEMAN
LANE TRAFFIC
SIGNAL

City Manager Graves presented for Council approval a proposed agreement between the State of California and the City of Lodi for the design, construction and maintenance of the traffic signalization system at the intersection of Ham Lane and Kettleman Lane.

RES. NO. 4333

RESOLUTION NO. 4333

RESOLUTION APPROVING AGREEMENT BETWEEN CITY OF LODI AND THE STATE OF CALIFORNIA FOR THE HAM LANE-KETTLEMAN LANE TRAFFIC SIGNAL AND AUTHORIZING THE MAYOR TO EXECUTE AGREEMENT ON BEHALF OF THE CITY,

HANSEN
DEVELOPMENT
AGREEMENT
APPROVED

The Agreement pertaining to the development of the Hansen Parcel was presented for Council's approval. This is a 2-parcel development with Parcel A, as depicted by diagram presented for Council's scrutiny, being split off for development and the remainder, being held for future development.

COUNCIL APPROVED AGREEMENT REGARDING THE DEVELOPMENT OF THE HANSEN PARCEL AND DIRECTED THE CITY MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY.

AGENDA ITEM "d"
PULLED FROM
AGENDA

AGENDA ITEM "d" - "APPROVAL OF STURLA PARK SUBDIVISION AGREEMENTS" WAS REMOVED FROM THE AGENDA WITH COUNCIL'S CONCURRENCE.

RAY AGREEMENT
FOR LODI AVE.
ACQUISITION
APPROVED

Council was apprised that the City's appraiser has reached agreement with Mr. and Mrs. Merle C. Ray for the acquisition of property at 233 South Sunset Drive of a strip of land which extends 2-1/2 feet behind the sidewalk along Lodi Avenue.

COUNCIL APPROVED AGREEMENT BETWEEN MR. AND MRS. MERLE C. RAY AND THE CITY FOR THE ACQUISITION OF PROPERTY AT 233 SOUTH SUNSET DRIVE AND AUTHORIZED THE CITY MANAGER TO EXECUTE THE AGREEMENT ON BEHALF OF THE CITY.

Minutes of March 16, 1977, continued

THORPE APPEAL RE
BECKMAN ROAD
OFFSITE IMPROVE-
MENTS

At the February 25, 1977 Council meeting, Council deferred action to March 16, 1977 on the appeal of Mr. Richard J. Thorpe regarding Off-site improvements at 351 North Beckman Road requesting a staff report on the matter be prepared for Council's scrutiny.

The matter was introduced by City Manager Graves. Public Works Director Ronsko presented a diagram of the site involving the appeal. Mr. Ronsko briefed the Council on what had transpired regarding this matter prior to receipt of Mr. Thorpe's appeal and lengthy discussion followed.

Mr. Richard J. Thorpe, 351 North Beckman Road, addressed the Council urging that he and Phillips Petroleum Company both be dissolved of all responsibilities of providing curb, gutter, sidewalk and storm drainage improvements at 351 North Beckman Road as originally guaranteed. Additional discussion followed,

At the suggestion of Mayor Katnich and on motion of Councilman Ehrhardt, Katzakian second, Council directed the City Attorney to meet with Mr. Thorpe to develop an agreement containing conditions which would be acceptable to both parties, and to bring this proposed Agreement back to the Council for approval at a future meeting.

DRAFT SOLID WASTE
MANAGEMENT PLAN
FOR CITIES & COUNTY
OF S.J. DATED
1/17/77 REJECTED

City Manager Graves apprised the Council that they had received a copy of the "Draft Solid Waste Management Plan for Cities and County of San Joaquin" dated January 17, 1977 several weeks ago.

RES. NO. 4334

The City Council had subsequently retained a Solid Waste Management Consultant, Kenneth K. Hekimian from Lockman and Associates to review the plan in order to protect the City's interest in this matter.

In a report which Council received from Mr. Hekimian dated March 4, 1977, Mr. Hekimian recommended that the Council not approve the County Solid Waste Management Plan and listed ten reasons why he felt that the plan was not acceptable.

Following discussion, on motion of Councilman Ehrhardt, Katzakian second, Council adopted Resolution No. 4334 rejecting the "Draft Solid Waste Management Plan for Cities and County of San Joaquin" dated January 17, 1977 which resolution cited the following reasons:

- 1) Lack of a replacement for the Harney Lane Site
- 2) Lack of consideration of transfer station alternatives
- 3) Lack of a meaningful data base
- 4) Lack of a clearly-defined plan

Minutes of March 16, 1977, continued

DRAFT SOLID WASTE
MGMT. PLAN
REJECTED
RES. NO. 4334
(Continued)

- 5) Lack of legal means by which City of Lodi can influence the plan implementation
- 6) Lack of Economic (Budgetary) Commitment
- 7) Lack of a Financial Plan

8) Lack of an Implementation Plan Schedule

9) Lack of provisions for Stimulating Waste Reduction and/or Resource Recovery

10) Lack of Provisions for Public Education and for the rehabilitation and reuse of completed landfill sites.

Additional Council discussion followed regarding solid waste and alternate methods to deal with its disposal.

RECESS

The Mayor declared a five-minute recess and the Council reconvened at 9:55 p. m.

SURVEY RE
UNLIMITED CURB
SERVICE GARBAGE
PICKUP WITHIN
CITY APPRVD.

Following a request by Dario DeBenedetti of Sanitary City Disposal Company, Council, on motion of Councilman Pinkerton, Ehrhardt second, authorized a survey to be taken by that Company regarding unlimited curb service garbage pickup within the City.

SPECS FOR POLICE
VEHICLE APPROVED

Following introduction of the matter by City Manager Graves, Councilman Ehrhardt moved for approval of specifications for the purchase of a vehicle for the Police Department and that the Purchasing Agent be authorized to advertise for bids thereon. The motion was seconded by Councilman Katzakian and carried by unanimous vote.

PLANS & SPECS FOR
CENTURY/HUTCHINS
SIGNALS APPROVED

Plans and specifications for "Traffic Signals at Century Boulevard and Hutchins Street" were presented for Council's scrutiny. In general, the work consists of installing an eight-phase controller with separate left-turn movements on Century Boulevard and Hutchins Street. Loops will be buried in the street to pick up the presence of vehicles, and pedestrian signals and push buttons will be provided.

On motion of Councilman Ehrhardt, Katzakian second, Council approved the plans and specifications for "Traffic Signals at Century Boulevard and Hutchins Street" and authorized the City Clerk to advertise for bids thereon.

ACTION DEFERRED
ON REVISED
MASTER PLAN FOR
LODI LAKE
WILDERNESS AREA

A revised Master Plan for the Lodi Lake Wilderness Area was presented for Council's perusal by Parks and Recreation Director Ed DeBenedetti. A lengthy discussion followed with questions regarding the proposed revisions being raised by Council.

At the suggestion of Mayor Katnich, and with Council's concurrence, action on the matter was deferred and Staff was directed to set this item for Council discussion at the March 29, 1977 Informal Informational Meeting.

Minutes of March 16, 1977, continued

ERNST & ERNST
AUDITED FINANCIAL
STATEMENTS
REC'D FOR FILING

Following introduction of the matter by City Manager Graves, Council, on motion of Councilman Ehrhardt, Pinkerton second, received for filing Ernst and Ernst audited financial statements for the City of Lodi as of June 30, 1976.

Councilman Hughes apprised the Council that he had been contacted by a representative of Ernst and Ernst who stated their firm had received reports of the Council taking offense to their Management Letter concerning the City's audit as of June 30, 1976. Council expressed its dismay of this report. The City Clerk was directed to correspond with Ernst and Ernst advising that the City Council was appreciative of the honest and forthright information received in the Management Letter.

AWARD-CONCESSION
PRIVILEGES- ARMORY
PARK-SOFTBALL
COMPLEXES

City Manager Graves presented bids which had been received for the concession privileges - Armory Park - Softball Complexes as follows:

RES. NO. 4335

<u>Bidder</u>	<u>Amount</u>
a) Dennis Herr/Harold Harris	\$400 per month with pro rata charges for any partial month of operation during the softball season.
b) J. M. Ferguson	\$1,000 guarantee or 15%, whichever is greater
c) Shirley Michaeloff	20% of gross receipts.

It was the City Manager's recommendation that the award be made to Shirley Michaeloff.

On motion of Councilman Ehrhardt, Katzakian second, Council adopted Resolution No. 4335 awarding the concession privileges - Armory Park - Softball Complexes to Ms. Shirley Michaeloff whose bid was 20% of the gross proceeds by the following vote:

Ayes: Councilmen - Ehrhardt, Hughes, Katzakian and Pinkerton

Noes: Councilmen - Katnich

Absent: Councilmen - None

Minutes of March 16, 1977, continued

CONCEPT OF
PROPOSED AGREE-
MENT WITH
CHAPMAN FORESTRY
FOUNDATION FOR
EXPERIMENTAL
TREE FARM AT
W.S.W.P.C.P.

At the March 2, 1977 Council meeting, Council approved the proposal presented by the Chapman Forestry Foundation for an experimental Tree Farm at the White Slough Water Pollution Control Plant Site and directed the City Attorney to draw up an agreement on the project.

Discussion regarding conditions of the proposed Agreement followed remarks by the City Attorney and the Public Works Director.

Following discussion, on motion of Councilman Ehrhardt, Katzakian second, Council approved the concept of the proposed Agreement with Chapman Forestry Foundation for an experimental Tree Farm at the White Slough Water Pollution Control Plant which would include the following conditions:

- a) The term of the lease agreement would be for four years, with an option for an additional six years. In addition the Agreement would contain an option for two successive 8 year terms at a rental to be mutually agreed upon.
- b) The Chapman Forestry Foundation would be required to put in a well at their own expense and pay for all expenditures for the maintenance and operation of that well including power.
- c) The City would agree to grant the Chapman Forestry Foundation an easement in and out of the property - any excess costs to be paid by the Chapman Forestry Foundation.

ORD. ESTABLISHING
PROCEDURES FOR
FINDINGS AT
HEARINGS

Following a report by City Attorney Mullen regarding the necessity of findings regarding Tentative and Final Subdivision Maps as well as Compliance with CEQA, Councilman Ehrhardt moved for introduction of Ordinance No. 1102 - "An Ordinance of the City of Lodi establishing procedures for findings at hearings". The motion was seconded by Councilman Katzakian and carried by unanimous vote.

ORD. NO. 1102
INTRODUCED

MANAGEMENT
INCENTIVE PLAN
ADOPTED

Following introduction of the matter by City Manager Graves, Council, on motion of Councilman Katzakian, Pinkerton second, adopted Resolution No. 4336 adopting Management Incentive Plan as City's Plan for Department Heads as listed on Schedule "A" and the Mid-Management Employees as listed on Schedule "B", which schedules are attached to the resolution and thereby made a part thereof.

RES. NO. 4336

On motion of Councilman Katzakian, Pinkerton second, Council authorized the City to pay for medical, Group Life Insurance, and dental premiums immediately at the following premiums for Schedule "A" and Schedule "B" employees as included in Resolution No. 4336:

Minutes of March 16, 1977, continued

MANAGEMENT
INCENTIVE PLAN
ADOPTEDSchedule "A" Employees

RES. NO. 4336(Contd)

Employee only (Medical)	\$40.70 per month
Dependent (Medical)	\$52.00 per month
Employee only (Dental)	\$ 4.22 per month
Dependent (Dental)	\$ 5.18 per month

Schedule "B" Employees

Employee only (Medical)	\$40.70 per month
Dependent (Medical)	\$41.00 per month
Employee only (Dental)	\$ 4.22 per month
Dependent (Dental)	\$ 5.18 per month

The motion also specified that employees of both Schedule "A" and Schedule "B" are entitled to an annual physical examination from a doctor of their choice to be paid for by the City of Lodi and that these employees no longer will be entitled to their birthday holiday.

REORGANIZATION
OF PLANNING
COMMISSIONORD. NO. 1103
INTRODUCED

Following Council discussion regarding the reorganization of the Planning Commission, Councilman Katzakian moved for introduction of Ordinance No. 1103 amending Sections 2-31, 2-32 and repealing 2-33.1 of the City Code thereby reducing the number of Planning Commissioners from nine to seven, deleting that section that presently allows persons who hold office or position with the City to serve as Planning Commission members, and to set the rate of compensation for members of the Planning Commission at \$20.00 for each and every meeting of the commission actually attended by them, not to exceed three meetings in each calendar month. The motion was seconded by Councilman Ehrhardt and carried by unanimous vote.

Council was apprised that in the past; curb, gutter and sidewalks were formed and poured by hand and that now machines are available which can extrude it at considerable cost savings.

COUNTY-WIDE CURB,
GUTTER & SIDEWALK
STANDARDS
ADOPTED

The County and each city in the County have different curb, gutter and sidewalk sections, each requiring a modification to the machines. Since these modifications are expensive, there is potential for considerable cost savings if every city and the County had the same sections.

On motion of Councilman Ehrhardt, Katzakian second, Council adopted the County-wide curb, gutter and sidewalk standards.

MODERNIZATION OF
THE CITY OF LODI'S
BUSINESS LICENSE
ORDINANCE

On motion of Councilman Ehrhardt, Katzakian second, Council approved proposal of Mr. Robert H. Holm, Assistant Finance Director, to work with the business community in redesigning the existing business license ordinance, with the major objectives being:

Minutes of March 16, 1977, continued

BUSINESS LICENSE
ORDINANCE(Contd.)

a) to randomly select a cross section of business owners and through an education program, attempt to convince as many as possible that a more equitable and productive business license is justified.

b) to establish a committee, composed of various business owners to work with City representatives to design an acceptable business license ordinance.

ORDINANCES

PREZONE 6.27 ACRE
PARCEL BETWEEN
VICTOR & MOUNCE
ST., E. OF 1220
VICTOR RD. TO
M-2.

ORD. 1098 ADOPTED

Ordinance No. 1098 entitled "An Ordinance rezoning a 6.27 acre parcel between Victor Road and Mounce Street, east of 1220 Victor Road to M-2, Heavy Industrial Zoning", having been introduced at a regular meeting of the Lodi City Council on March 2, 1977, was brought up for passage on motion of Councilman Katzakian, Ehrhardt second. Second reading was omitted after reading by title, and the Ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - Ehrhardt, Hughes,
Katzakian, Pinkerton and
Katnich

Noes: Councilmen - None

Absent: Councilmen - None

AMENDMENTS TO
CHAPTER 27
ELIMINATING
CERTAIN REQUIRE-
MENTS FOR M-1
LIGHT INDUSTRIAL
DISTRICT

ORD. 1099 ADOPTED

Ordinance No. 1099 entitled "An Ordinance Amending Chapter 27 (Zoning Ordinance) of the Lodi City Code Amending M-1 Light Industrial District by eliminating the requirements for (a) a 20-foot front yard, (b) two 10-foot side yards, and (c) a 10-foot rear yard" having been introduced at a regular meeting of the Lodi City Council on March 2, 1977 was brought up for passage on motion of Councilman Katzakian, Ehrhardt second. Second reading was omitted after reading by title and the Ordinance was then passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - Ehrhardt, Hughes,
Katzakian, Pinkerton and
Katnich

Noes: Councilmen - None

Absent: Councilmen - None

GARBAGE ORDINANCE
AMENDMENT

ORD. 1100 ADOPTED

Ordinance No. 1100 entitled "An Ordinance repealing Section 11-5 of the City Code of the City of Lodi amending Section 11-2 and Section 11-9 of Chapter 11 of the City Code entitled, 'Garbage and Rubbish', thereby requiring commercial establishments to use the services of the City's franchise garbage collector and authorizing collection bins for multiple family dwellings" having been introduced at a regular meeting of the

ORDINANCES(Contd.) Minutes of March 16, 1977, continued

GARBAGE ORDINANCE Lodi City Council on March 2, 1977 was brought
ORD. 1100(Contd.) up for passage on motion of Councilman
Ehrhardt, Katzakian second. Second reading
was omitted after reading by title, and the
Ordinance was then passed, adopted and ordered
to print by the following vote:

Ayes: Councilmen - Ehrhardt, Hughes,
Katzakian, Pinkerton and
Katnich

Noes: Councilmen - None

Absent: Councilmen - None

ADJOURNMENT

There being no further business to come before
the Council, the meeting was adjourned by Mayor
Katnich at approximately 11:35 p.m. on motion of
Councilman Pinkerton, Katzakian second.

Alice M. Reimche
Attest: ALICE M. REIMCHE
City Clerk